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#### FACSIMILE COVER SHEET

FEB 1 4 2008

TO: U.S. Patent & Trademark Office Central Facsimile Michael J. Guzniczak (Reg. No.: 59,820) FROM: RE: U.S. Application No. 10/536,866 Attn: Examiner W. Tsui Group Art Unit 2178 Atty. Docket No. 00862.521154. FAX NO.: (571) 273-8300 DATE: NO. OF PAGES: February 14, 2008 (including cover page)

#### **MESSAGE**

Transmitted herewith is an Amendment After Final Rejection and an Amendment Transmittal in response to the Office Action dated November 14, 2007.

SENT BY:

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February 14, 2008
(Date of Transmission)

Michael J. Guzniczak (Reg. No. 59,820)

(Name of Attorney for Applicant)

Signature

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FEB 1 4 2008

Response Under 37 CFR § 1.116 Expedited Procedure - Group 2178

In re Application of:

Docket No. 00862.521154.

YASUHITO NIIKURA, et al.

Examiner: W. Tsui

Application No.: 10/536,866

Group Art Unit: 2178

§ 371(c) Date: May 27, 2005

Date: February 14, 2008

Int'l. Application No.: PCT/JP2005/005444

Int'l. Filing Date: March 17, 2005

For: DATA PROCESSING APPARATUS AND DATA PROCESSING METHOD, AND COMPUTER

PROGRAM

Mail Stop AF COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment After Final Rejection in the above-identified application.

No additional fee is required.

The fee has been calculated as shown below

CLAIMS AS AMENDED							
	(2) CLAIMS REMAINING AFTER AMENDMENT		(4) HIGHEST NO. PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	* 25	MINUS	** 38	= 0	x \$25 \$50	-0-	
INDEP. CLAIMS	*	MINUS	***	0	x \$100 \$200	-0-	
Fee for Mu	Previously Paid						
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT-						-0-	

If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.

If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space. If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

Verified Statement claiming small entity status is enclosed, if not filed previously.

Page 1 of 2

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	Charge \$ to Deposit Account No. 06-1205. A duplicate copy of this sheet is enclosed				
X	Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06 1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 and 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205. A duplicate copy of this paper is enclosed.				
	A check in the amount of \$ to cover the fee for a month extension is enclosed.				
	A check in the amount of \$ to cover the Information Disclosure Statement fee is enclosed.				
X	Applicants' undersigned attorney may be reached in our Costa Mesa, California office by telephone at (714) 540-8700. All correspondence should continue to be directed to our address given below.				
	Respectfully submitted,				
	Michael J. Guzniczak Attorney for Applicants Registration No.: 59,820				

FITZPATRICK, CELLA, HARPER & SCINTO 30 Rockefeller Plaza New York, New York 10112-3800 Facsimile: (212) 218-2200 Form #120

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FEB 1 4 2008

Response Under 37 CFR § 1.116 Expedited Procedure - Group 2178

00862.521154.

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02/29/08

**PATENT APPLICATION** 

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)		
YASUHITO NIIKURA, et al.	: Examiner: W. Tsui		
Application No.: 10/536,866	Group Art Unit: 2178		
§ 371(c) Date: May 27, 2005	; )		
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For: DATA PROCESSING APPARATUS AND DATA PROCESSING METHOD, AND COMPUTER PROGRAM	) : ) : February 14, 2008		
Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450  AMENDMENT AFTE	R FINAL REJECTION		
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	Michael J. Guzniczak (Reg. No. 59, 820)  (Name of Attorney for Applicant)  February 14, 2008		